

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

**ROTH GRADING, INC. d/b/a
IMPACT ROLLER TECHNOLOGY,
a Nebraska Corporation,**

Plaintiff,

VS.

**STEPHENS MDS LP, a Georgia
Limited Partnership,**

Defendant.

8:06CV724

ORDER

Upon review of the Report of Parties' Planning Conference [9],

IT IS ORDERED that the progression of this case is held in abeyance. A progression order will be entered, if necessary, after Judge Smith Camp rules on the defendant's Motion to Dismiss [2] pursuant to Fed. R. Civ. P. 12(b)(2).

DATED February 6, 2007.

BY THE COURT:

s/ F.A. Gossett
United States Magistrate Judge